

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

BRANDON HANKS and OTHER SIMILARLY SITUATED
INDIVIDUALS,

Plaintiff,

v.

CITY OF SYRACUSE, CHIEF KENTON BUCKNER,
DEPUTY CHIEF RICHARD TRUDELL, DEPUTY CHIEF
JOSEPH CECILE, CAPTAIN TIMOTHY GAY, OFFICER
COLIN HILLMAN, OFFICER DEREK MCGORK, OFFICER
WILLIAM KITTELL, OFFICER ANTHONY FIORINI,
OFFICER DAVID METZ, OFFICER SHAWN HAUCK,
OFFICER SUSAN IZZO, OFFICER ANNE CLARK,
OFFICER BRANDON FOUGHNIER, and DOES 1-100,

Defendants.

NOTICE OF MOTION

Civil Action No.

5:21-cv-00921-GLS-ATB

MOTION BY:

Defendants the City of Syracuse (the “City”), former Chief Kenton Buckner, Deputy Chief Richard Trudell, Officer Derek McGork, and Chief Cecile (collectively, the “Chief Defendants”), by their attorneys Bond, Schoeneck & King, PLLC.

**REQUEST FOR ORAL
ARGUMENT:**

Pursuant to Local Rule 7.1(a), for the reasons discussed in the accompanying Declaration of Brian J. Butler, the City and Chief Defendants respectfully request oral argument for this Motion.

SUPPORTING PAPERS:

Declaration of Brian J. Butler, executed August 24, 2022; and Memorandum of Law, dated August 24, 2022.

RELIEF REQUESTED:

An Order, pursuant to Rule 11(c) of the Federal Rules of Civil Procedure, imposing the following sanctions on Plaintiff’s counsel: striking the offending filings (ECF Nos. 59, 61, 68) from the docket; ordering Plaintiff’s counsel to pay the City and Chief Defendants’ legal fees associated with responding to Plaintiff’s Motion for a Protective Order, including the Motion to Seal; and admonishing Plaintiff’s counsel for their conduct.

Dated: August 24, 2022

BOND, SCHOENECK & KING, PLLC

By: s/ Brian J. Butler

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Richard Trudell, Officer Derek McGork, and
Chief Joseph Cecile*